

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CLINTON PLUMBING AND HEATING OF
TRENTON, INC., et al.,

Plaintiffs,

v.

STEPHEN ANTHONY CIACCIO, et al.,

Defendants.

CIVIL NO. 09-2751.

FILED

OCT 22 2010

MICHAEL E. KUNZ, Clerk
By _____ Dep. Clerk

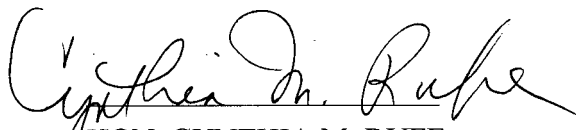
ORDER

AND NOW, this 22nd day of October, 2010, upon consideration of Defendant's Motion to Dismiss Amended Complaint [Doc. No. 17], Plaintiffs' Memorandum of Law in Opposition to Defendant's Motion to Dismiss [Doc. No. 21], Defendant's Reply to Opposition to Motion to Dismiss [Doc. No. 24], and Plaintiff's Sur-reply and Memorandum of Law in Opposition to Defendant's Motion to Dismiss [Doc. No. 27], it is hereby **ORDERED** that Defendant Capital One's Motion to Dismiss is **GRANTED**.

Plaintiffs are granted leave to amend their complaint, if appropriate, on or before **Friday, November 12, 2010**.

It is so **ORDERED**.

BY THE COURT:


HON. CYNTHIA M. RUFÉ